IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

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WRIT PETITION No.9231 of 2002

Between:

Kanchikacherla Cultural Recreation and Social Service Rep. by its President, Sri. Kota Rama Rao, Club, Kanchikacherla, Krishna District.

..... PETITIONER

AND

1 State of Andhra Pradesh, Rep. by its Secretary,
Department of Home, Secretariat Buildings, Hyderabad.
2 The Superintendent of Police, Krishna District.
3 The Inspector of Police, Nandigama Circle, Krishna District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ more in the nature of a Writ of Mandamus declaring the action of the 3rd Respondent in interfering with the day to day affairs and functioning of the petitioner-club as being Arbitrary, illegal and violative of Articles 14 and 19 of the Constitution of India and issue a consequential direction to the respondents to forbear from interfering with the petitioner-Club.

Counsel for the Petitioner: MR.DAMMALAPATI GURAVAIAH CHAUDARY

Counsel for the Respondents: GP FOR HOME

The Court made the following:

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ORDER:

M/s. Kanchikacherla Cultural Recreation and Social Service, a society statedly formed for providing culture and recreation facility to its members. Alleging that the third respondent is interfering with their activities, the present writ petition is filed seeking suitable instructions to the respondents not to interfere with the lawful activities of the petitioner club.

A Division Bench of this Court in **Twin Cities Cinema Cultural Centre v. Commissioner of Police, A.P., Hyderabad** while clarifying the judgment of the learned Single Judge, disposed of the matter in the following manner.

> …The police authorities cannot obstruct the writ petitioner-Club from conducting card room where the members and guests of the writ petitioner's cultural centre are allowed to play the game of rummy with stakes/syndicate (thirteen card game). At the same time, we make it clear that the police is always at liberty to enter the premises and check as to whether the cultural center of the Club is conducting card room where the members and guests of petitioner's cultural center are playing the game of rummy with stakes/syndicate (thirteen card game) for the purpose of verification. If they receive any intimation, the police may enter the club and verify the same and proceed further if the members and guests of writ petitioner's cultural centre play other than the game of rummy with stakes/syndicate (thirteen card game). The police authorities are also at liberty to proceed with the cases, which are already registered. The writ appeal is disposed of accordingly.

Following the same, the writ petition is disposed of. No costs.

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(V.V.S.RAO,J)

28.06.2005.

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To

1 The Secretary, State of Andhra Pradesh, Department of Home,

Secretariat Buildings, Hyderabad.
2 The Superintendent of Police, Krishna District.
3 The Inspector of Police, Nandigama Circle, Krishna District.

4 Two CCs to Government Pleader for Home, High Court Buildings,

Hyderabad (OUT).

5 Two C.D. copies.